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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

U.S. BANKRUPTCY COURT
MARY A. SCHOTT, CLERK

In re:

ASSET RESOLUTION LLC

Debtor(s)

ASSET RESOLUTION LLC
SILAR SPECIAL OPPORTUNITIES
FUND, L.P.
SILAR ADVISORS, L.P.

Appellant(s)

vs

SCOTT AUGUST, SIERRA LIQUIDITY
FUND LLC, DONNA CANGELOSI,
LISA A. RASMUSSEN, CERTAIN
DIRECT LENDERS, JANET CHUBB,
ROBERT M. MILLIMET, ALEXANDER
D. WIDELL, COUNTY OF LOS
ANGELES TAX COLLECTION, DEBT
ACQUISITION COMPANY OF
AMERICA, LLC, EAGLE INVESTMENT
PARTNERS, L.P., DEAN T. KRIBY, JR.,
EPIQ BANKRUPTCY SOLUTIONS LLC,
THE GARDEN CITY GROUP, KAY P
SICKELS, G.T. LEACH BUILDERS,
LLC, JOHN P DILLMAN, JENNINGS,
STROUSS & SALMON, P.L.C.,
BRADLEY J. STEVENS, KEHL FAMILY
MEMBERS, LOUIS M. BUBALA, III,
JONES AND VARGAS, OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS, JAMES D. GREEN,
NORMAN N. KINEL, PARITZ &
COMPANY, PATRICIA PORT,
MARTHA E. ROMERO, SMOF-A, LLC,
SHEPPARD MULLIN RICHTER &
HAMPTON LLP, GAYLE A. KERN,
USACM LIQUIDATING TRUST, ROB
CHARLES, ROB CHARLES, LEWIS
AND ROCA, LLP

Appellee(s)

Bankruptcy No.: 09-32824-RCJ

Appeal Ref: 10-3

NOTICE OF REFERRAL OF APPEAL
TO THE COURT OF APPEALS FOR
THE NINTH CIRCUIT

TO: ALL PARTIES IN APPEAL: TRACY L. KLESTADT, RANDOLPH L. HOWARD,
 FRANCIS B. MAJORIE, MELANIE A. ELLS, SCOTT AUGUST, SIERRA LIQUIDITY
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 ROB CHARLES, ROB CHARLES, LEWIS AND ROCA, LLP

YOU ARE HEREBY NOTIFIED that a Notice of Appeal has been filed by ASSET
 RESOLUTION LLC, SILAR SPECIAL OPPORTUNITIES FUND, L.P. AND SILAR
 ADVISORS, L.P. with the Clerk of the Bankruptcy Court on 2/2/2010. By virtue of orders of the
 Judicial Council of the Ninth Circuit and the District Court for this district, the above appeal has
 been referred to the Court of Appeals for the Ninth Circuit.

DATE: 2/5/2010

Mary A. Schott, CLERK

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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

IN RE:

ASSET RESOLUTION LLC,

- | | |
|-------------------------------------|-------------------------------------|
| <input type="checkbox"/> | Affects this Debtor |
| <input checked="" type="checkbox"/> | Affects all Debtors |
| <input type="checkbox"/> | Affects Bundy 2.5 Million SPE, LLC |
| <input type="checkbox"/> | Affects Bundy Five Million SPE, LLC |
| <input type="checkbox"/> | Affects CFP Anchor B SPE, LLC |
| <input type="checkbox"/> | Affects CFP Cornman Toltec SPE, LLC |
| <input type="checkbox"/> | Affects CFP Gess SPE LLC |
| <input type="checkbox"/> | Affects CFP GRAMERCY SPE, LLC |
| <input type="checkbox"/> | Affects Fiesta Stoneridge, LLC |
| <input type="checkbox"/> | Affects Fox Hills SPE, LLC |
| <input type="checkbox"/> | Affects HFAH Monaco SPE, LLC |
| <input type="checkbox"/> | Affects Huntsville SPE LLC |
| <input type="checkbox"/> | Affects Lake Helen Partners SPE LLC |
| <input type="checkbox"/> | Affects Ocean Atlantic SPE LLC |
| <input type="checkbox"/> | Affects Shamrock SPE LLC |
| <input type="checkbox"/> | Affects 10-90 SPE, LLC |

Debtors.

Case No. BK-S-09-32824-RCJ

Assigned to the Honorable Robert C. Jones

Chapter 11

Jointly Administered
09-32831; 09-32839; 09-32843; 09-32844;
09-32846; 09-32849; 09-32851; 09-32853;
09-32868; 09-32873; 09-32875; 09-32878;
09-32880; 09-32882

NOTICE OF APPEAL

Silar Advisors, LP, and Silar Special Opportunities Fund, LP (jointly and severally,

1 “Silar”) and Asset Resolution, LLC (“Asset Resolution”) and together with all other debtors in the
2 captioned cases, solely for themselves as debtors, not as debtors in possession (jointly and
3 severally the “Debtors”) hereby appeal to the United States Court of Appeals for the Ninth Circuit
4 (“Ninth Circuit”) from the following orders of the United States Bankruptcy Court for the District
5 of Nevada:

6 A. Nunc Pro Tunc Order Converting Chapter 11 Cases to Chapter 7 Cases entered in the
7 captioned cases on January 29, 2010 [Docket No. 356] (“Conversion Order”), attached
8 hereto as Exhibit 2; and

9 B. The following Orders which are inextricably interconnected to the foregoing
10 Conversion Order:

- 11 1. Order Granting Motion for Limited Relief From Automatic Stay [Docket No.
12 355] entered January 28, 2009 (“Stay Order”), attached hereto as Exhibit 1;
- 13 2. Order Granting Motions to Transfer Venue entered December 9, 2009 [Docket
14 No. 107], attached hereto as Exhibit 3, and Opinion Granting Motions to
15 Transfer entered December 9, 2009 [Docket No. 106], attached hereto as
16 Exhibit 4; and
- 17 3. Order Vacating Preliminary Injunction and Order Pursuant to 11 U.S.C. §§ 105
18 and 1141 and Fed. R. Civ. P. 65 Enforcing Confirmation Order [Docket No.
19 1634] entered on January 25, 2010 in the U.S.D.C., District of Nevada, Case
20 No. 2:07-cv-00892-RCJ-GWF, attached hereto as Exhibit 5; and
- 21 4. Order Granting Motions to Withdraw Reference filed in the U.S.D.C., District
22 of Nevada, Case No. 2:07-cv-892 [Docket No. 1633] (“Reference Order”); and
- 23 5. Order entered January 21, 2010 in the U.S.D.C., District of Nevada, Case No.
24 2:07-cv-00892 [Docket No. 1630] which, among other things, terminated Asset
25 Resolution as servicer under the Loan Servicing Agreements and denied a
26 motion to appoint equity receiver, attached hereto as Exhibit 6.

27 Copies of the Orders being appealed are attached hereto as Exhibits 1-6. The appeal is
28 being made to the Ninth Circuit pursuant to the District Court’s Reference Order [Docket No.

1 1633], which orders appeals from orders entered in "the above-captioned chapter 11 cases" are to
2 be appealed directly to the Ninth Circuit Court of Appeals. A Notice of Appeal has been filed
3 concurrently in the Bankruptcy Cases.

4 DATED: February 2, 2010.

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Pursuant to Ninth Circuit Rule 3-2, the names of all parties to this appeal, and their addresses and telephone numbers or the names, addresses and telephone numbers of the respective attorneys are, as follows:

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